

JOURNAL OF THE SENATE

Wednesday, May 5, 1937

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Tuesday, May 4, 1937.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—36.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 4, 1937, was corrected as follows:

On page 13, column 2, line 39, strike out the figures "864" and insert in lieu thereof the figures "664."

And as corrected was approved.

REPORTS OF COMMITTEES

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 537:

A bill to be entitled An Act granting a pension to Félix Smith of Hamilton County, Florida,

Also—

Senate Bill No. 330:

A bill to be entitled An Act requiring the Comptroller of the State of Florida to refund to the several persons, firms and corporations from whom so collected a tax under the provisions of Section 1 of Chapter 15658, Acts of 1931, extra Session, on any substance or substances which were sold as a liquid but later became transformed into gas when released, and when so released was used as a fuel for cooking, heating and like purposes, and providing for an appropriation for the refund of the tax so collected, and providing for proofs of claim and how such refund shall be paid.

Also—

Senate Bill No. 554:

A bill to be entitled An Act for the relief of S. J. Murphy by reason of services he having performed in the arrest of certain persons for the larceny of timber from State lands; Whereas, the said S. J. Murphy apprehended and caused the conviction of six persons in Manatee County, Florida for the larceny of timber from the State lands in Manatee County, Florida; Whereas, the State of Florida had offered a reward of \$25.00 each for said apprehension and conviction and whereas, that before the bill for services rendered was presented, the funds which had been appropriated for the payment of said reward had been exhausted.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

H. N. WALKER,
Chairman of Committee.

And Senate Bills Nos. 537, 330 and 554, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Harper, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 549:

A bill to be entitled An Act to amend Section 281 of the Compiled General Laws of Florida, 1927, the same being Section 11 of Chapter 4328, Acts of 1895, relating to registration and election districts and the changing of the boundaries thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
H. C. HARPER,
Chairman of Committee.

And Senate Bill No. 549, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Westbrook, Chairman of the Committee on Rules and Calendar, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Rules and Calendar, to whom was referred:

Senate Concurrent Resolution No. 10:

A Concurrent Resolution providing for the appointment of a committee consisting of five members of the Senate and five members of the House and the Chairman of the State Road Department to study the road system of the State of Florida and report to the 1939 session of the Legislature a rational plan for future road programs, and making appropriation for the expenses thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
GEO. F. WESTBROOK,
Chairman of Committee.

And Senate Bill No. 10, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

Your Committee on Judiciary "A," to whom was referred:

Senate Bill No. 512:

A bill to be entitled An Act to amend Section 8218, Compiled General Laws of Florida, 1927, the same being Section 5952, Revised General Statutes, 1920.

Also—

Senate Bill No. 487:

A bill to be entitled An Act to amend Chapter 16103 of Acts of 1933 relating to wills and the probate thereof, to descent and distribution of decedents' estates, to dower, to the administration of decedents' estates and the practice and procedure relating thereto, to County Judges and their jurisdiction in probate and administration and to appellate procedure relating thereto, to revise and consolidate the law relating to the

estates of decedents and to repeal all laws and statutes in conflict herewith.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
S. L. HOLLAND,
Chairman of Committee.

And Senate Bills Nos. 512 and 487, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 625:

A Joint Resolution proposing an amendment to Article XIV of the Constitution of Florida relating to the State Militia by adding thereto an additional Section specially applicable to the Federally recognized troops known as the Florida National Guard.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
J. TURNER BUTLER,
Chairman of Committee.

And Senate Joint Resolution No. 625, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Parker, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

Your Committee on Public Roads and Highways, to whom was referred:

House Bill No. 161:

A bill to be entitled An Act to amend Section 1657, Compiled General Laws of Florida of 1927, relating to State Highways No. 15, No. 81 and 81-A.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,
F. P. PARKER,
Chairman of Committee.

And House Bill No. 161, contained in the above report, was placed on the Calendar of Bills on second reading.

INTRODUCTION OF RESOLUTION

By Senators Adams, Westbrook and Wynn—
Senate Concurrent Resolution No. 11:

DESIGNATING AND DEFINING ARBOR DAY IN THE STATE OF FLORIDA

WHEREAS, by custom and usage the first Friday in February has been observed within this State as Arbor day, and

WHEREAS, on account of climatic conditions affecting the flora of this State, a day earlier in the year would be more conducive to the life and growth of trees, plants, and shrubs ordinarily planted upon Arbor day, and

WHEREAS, the regulations of the State Board of Education specify Arbor day for the public schools to be on the second Friday after the first Monday in January, and

WHEREAS, this date is satisfactory from the standpoint of the life and growth of trees, plants, and shrubs planted at this time, and

WHEREAS, the selection of this date would bring the celebration of Arbor day at a uniform time for the public schools and for the State at large, NOW, THEREFORE,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

Section 1. That the second Friday after the first Monday

in January of each year be, and hereby is, designated as Arbor day in the State of Florida.

Section 2. That all resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 3. This Resolution shall take effect immediately. Which was read the first time in full.

Senator Adams moved that the rules be waived and Senate Concurrent Resolution No. 11 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 11 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and Senate Concurrent Resolution No. 11 was adopted and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Wynn requested that Senate Bill No. 337 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on second reading, having been in Committee more than seven days.

And it was so ordered under the rule.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By the Committee on Judiciary "A"—

Senate Bill No. 634:

A bill to be entitled An Act amending Section 1 of Chapter 10175, Laws of Florida, Acts of 1925, entitled "An Act to provide for the appointment of a State Board of Law Examiners, and prescribe their powers and duties, including the authority to prescribe rules of professional conduct and ethics in their practice, and to make investigations as to any immoral or sharp practice or other unprofessional conduct and report the same to the State's Attorney of the Circuit Court for investigation; and provide for the maintenance of said board and the expenses of conducting its business, from fees to be collected for admission certificates, and additional sources when necessary; and to provide penalties for violations of the provisions of this Act," by adding a proviso relating to the powers of the Supreme Court.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Holland—

Senate Bill No. 635:

A bill to be entitled An Act for the relief of Woodrow W. Cottingham, a resident of Polk County, Florida, providing an appropriation for injuries and damages sustained by him while a member of the One Hundred and Sixteenth Field Artillery, Florida National Guard, with the rank of sergeant; providing for the State Treasurer and the State Comptroller of the State of Florida to draw and cause to be drawn warrant in payment of the said appropriation herein provided for and providing for the enforcement of this Act.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Westbrook—

Senate Bill No. 636:

A bill to be entitled An Act defining agricultural insecticides and fungicides and providing certain regulations pertaining to the manufacturing and selling of same; defining certain terms and words used in this Act; providing for the labeling and prohibiting the misbranding of certain insecticides and fungicides; providing for the registration and licensing of the manufacturers or sellers of said products and for the registration of said products; providing for the taking and analysis of samples and reporting thereon; providing for enforcement of the Act and for license and registration fees to cover the expenses of said enforcement; providing for the duties of the Commissioner of Agriculture and the State Chemist in connection with enforcing the provisions of this Act; describing violations of the Act and fixing penalties for same.

Which was read the first time by title only and referred to the Committee on Citrus Fruits.

By Senator Tillman—

Senate Bill No. 637:

A bill to be entitled An Act to amend Section 4845, Chapter

9, of the Revised General Statutes of Florida, relating to the sale of collateral securities.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Tillman—
Senate Bill No. 638:

A bill to be entitled An Act to amend Section 8 of Chapter 14764, Laws of Florida, the same being: "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida, and providing for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all acts inconsistent with the provisions of this Act." So as to provide for the filing of schedules of rates, fares, charges, classifications and time schedules of motor vehicles both for common or contract carriage.

Which was read the first time by title only and referred to the Committee on Transportation and Traffic.

By Senator Tillman—
Senate Bill No. 639:

A bill to be entitled An Act to amend Section 1 of Chapter 13881 of the Laws of 1929, which is "An Act to provide for the granting of sick leave with pay, to teachers employed in the public schools of the State of Florida, and to provide for the pay which teachers employed in the public schools of the State of Florida, shall receive while on sick leave."

Which was read the first time by title only and referred to the Committee on Education.

By Senator McKenzie—
Senate Bill No. 640:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties and levies of taxes made by the town of Crescent City, Putnam County, Florida, for the years A. D. 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934 and 1935, and authorizing the collection of said taxes in the manner provided by law.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By the Committee on Judiciary "B"—
Senate Bill No. 641:

A bill to be entitled An Act relating to the qualifications of electors, and dispensing with the payment of poll taxes as the prerequisite to vote.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senator Tervin—
Senate Bill No. 642:

A bill to be entitled An Act to cancel certain State and county tax certificates and certain taxes of the City of Bradenton, Florida, against said lots, pieces or parcels of land situated in the town of Bradenton, Manatee County, Florida, and owned by Church of the Nazarene, a religious organization, incorporated not for profit, and in this Act described, and to cancel all State and county taxes assessed against said lands and premises, subsequent to the year 1925 and to exempt said lands and premises from taxation, beginning with the year 1937.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Tervin—
Senate Bill No. 643:

A bill to be entitled An Act to amend Section 7159 Compiled General Laws of Florida, 1927, the same being Section 5057 Revised General Statutes of Florida, 1919, with reference to false imprisonment and kidnapping.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Tervin—
Senate Bill No. 644:

A bill to be entitled An Act to prohibit the obtaining of prisoners confessions by unlawful and cruel methods.

Which was read the first time by title only and referred to the Committee on Judiciary "B."

By Senator Westbrook—
Senate Bill No. 645:

A bill to be entitled An Act to authorize the Board of County Commissioners of Lake County to borrow in anticipation of tax collections; providing the maximum amount of money that may be borrowed in any one year and the maximum amount of interest that may be paid thereon.

The following proof of publication was attached to Senate Bill No. 645 when it was introduced in the Senate:

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,
COUNTY OF LAKE.

On this day personally appeared before me Don M. Lochner, to me well known, who being by me first duly sworn, deposes and says that he is the Editor and Publisher of the Clermont Press, a weekly newspaper of general circulation, published in the City of Clermont, County of Lake, and State of Florida; that said newspaper has been continuously published in Lake County once each week and has been entered as second-class mail matter at the Post Office in the City of Clermont, Lake County, Florida, for a period of more than one year next preceding the first insertion of the attached legal notice; that the following legal notice was published in said newspaper once, to-wit: in the issue of said newspaper published on April 1, 1937,

NOTICE OF INTENTION TO APPLY FOR SPECIAL LEGISLATION

Notice is hereby given that the undersigned will apply to the Legislature of Florida at its 1937 Session for the passage of a local or special law, the substance of which is as follows:

An Act authorizing the Board of County Commissioners of Lake County to borrow money in anticipation of tax collections; providing that the money so borrowed shall not be in excess of twenty-five per cent of the taxes levied for the year in which such money is borrowed, and that the interest rate on such borrowed money shall not be in excess of six per cent per annum.

H. K. STOKES,
DON M. LOCHNER.

Sworn to and subscribed before me this 24th day of April, 1937.

GEO. F. WESTBROOK,
(Seal) Notary Public, State of Florida at Large.
My Commission expires September 3, 1937.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Sharit—
Senate Bill No. 646:

A bill to be entitled An Act to provide for the disposition of funds received by Gulf County from race track funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, or any other race track Acts.

The following proof of publication was attached to Senate Bill No. 646 when it was introduced in the Senate:

NOTICE

Notice is hereby given that the undersigned shall introduce a local bill in the regular Session of Legislature of the State of Florida now in Session at Tallahassee, Florida, and the substance of the contemplated law is as follows:

A BILL TO BE ENTITLED

An Act to authorize, empower and require the Board of County Commissioners of Gulf County, Florida, to pay annually to each of the incorporated Cities and Towns of Gulf County the sum of \$3,000.00 from Race Track funds received by said County.

(Seal)

J. L. SHARIT,
Member of State Senate.

STATE OF FLORIDA,
COUNTY OF GULF:

Before me personally came C. F. Hanlon, who, being duly

sworn, says he is Publisher of the Gulf County Breeze, a weekly newspaper, printed in the English language, and of general circulation, published in Wewahitchka, Gulf County, Florida, and that the attached notice was published in said newspaper once a week for a period of one week, beginning April 23, 1937, and ending April 23, 1937, the date of such publication being April 23, 1937.

And deponent further says that the Gulf County Breeze has been continuously published as a weekly newspaper and has been entered as second class mail matter at the Post Office in the City of Wewahitchka, Gulf County, Florida, each for a period of more than one year next preceding the date of the first publication of the above described Order, Notice of Publication and or Advertisement; and has been published in accordance with Chapter 14830, Laws of Florida, 1931.

C. F. HANLON,

Publisher of the Gulf County Breeze.

Sworn to and subscribed before me this 4th day of May A. D., 1937.

(Seal)

J. R. HUNTER,
Clerk Circuit Court.

By L. I. HUNTER, D. C.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senators Wynn and Beall—

Senate Bill No. 647:

A bill to be entitled An Act providing for cancellation of certain State and County liens for taxes on homesteads.

Which was read the first time by title only and referred to the Committee on Judiciary "C."

By Senator Graham—

Senate Bill No. 648:

A bill to be entitled "An Act to amend Chapter 17115, Laws of Florida, Acts of 1935, entitled 'An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act'; providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-Eight and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from commission jurisdiction and control."

Which was read the first time by title only and referred to the Committee on Transportation and Traffic.

By Senator Beacham—

Senate Bill No. 649:

A bill to be entitled An Act for the relief of Memorial Presbyterian Church of West Palm Beach, Palm Beach County, Florida; providing for the cancellation of certain State of Florida, County of Palm Beach and City of West Palm Beach taxes upon the property of said church and for other purposes.

The following proof of publication was attached to Senate Bill No. 649 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY FOR LEGISLATION TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that Memorial Presbyterian Church of West Palm Beach, Palm Beach County, Florida will during the 1937 Session of the Legislature of the State of Florida apply for and cause to be introduced in said Legislature an Act providing for:

1. That the Comptroller of the State of Florida, Clerk of the Circuit Court of Palm Beach County, Florida, and Tax Collector of Palm Beach County, Florida, be, and they are hereby jointly and severally authorized, empowered and directed to cancel the 1928, 1929, 1930, 1931 and 1933 State of Florida and County of Palm Beach taxes upon lots one (1) and two (2), block four (4) of Jefferson Park Addition to the

City of West Palm Beach, Florida, and the 1931 and 1932 State of Florida and County of Palm Beach taxes upon the west twenty-five (25') feet of lot four (4) and all of lot five (5) of Cranesnest Park Addition to the City of West Palm Beach in Palm Beach County, Florida, which property is owned and used by said church for religious purposes.

2. That the City Commission, Tax Assessor and Tax Collector of the City of West Palm Beach in Palm Beach County, Florida, a municipal corporation under the laws of the State of Florida be, and they are hereby authorized, empowered and directed to cancel said city's 1933 taxes upon the property hereinabove described in paragraph 1.

3. Repealing all laws and parts of laws in conflict with said law.

4. Providing that said law shall take effect immediately upon its passage and approval by the Governor or upon becoming a law without his approval.

MEMORIAL PRESBYTERIAN CHURCH,

By E. A. GODDARD,

Chairman of the Board of Deacons.

Attest:

U. V. HENDERSON,

As Secretary.

NO. 904

NOTICE OF INTENTION TO APPLY FOR LEGISLATION TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that Memorial Presbyterian Church of West Palm Beach, Palm Beach County, Florida will during the 1937 Session of the Legislature of the State of Florida, apply for and cause to be introduced in said Legislature an Act providing for:

1. That the Comptroller of the State of Florida, Clerk of the Circuit Court of Palm Beach County, Florida and Tax Collector of Palm Beach County, Florida, be and they are hereby jointly and severally authorized, empowered and directed to cancel the 1928, 1929, 1930, 1931 and 1933 State of Florida and County of Palm Beach taxes upon lots one (1) and two (2), block four (4) of Jefferson Park Addition to the City of West Palm Beach, Florida and the 1931 and 1932 State of Florida and County of Palm Beach taxes upon the West twenty-five (25') feet of lot four (4) and all of lot five (5) of Cranesnest Park Addition to the City of West Palm Beach in Palm Beach County, Florida, which property is owned and used by said church for religious purposes.

2. That the City Commission, Tax Assessor and Tax Collector of the City of West Palm Beach in Palm Beach County, Florida, a municipal corporation under the laws of the State of Florida be, and they are hereby authorized, empowered and directed to cancel said City's 1933 taxes upon the property hereinabove described in paragraph 1.

3. Repealing all laws and parts of laws in conflict with said law.

4. Providing that said law shall take effect immediately upon its passage and approval by the Governor or upon becoming a law without his approval.

MEMORIAL PRESBYTERIAN CHURCH,

By E. A. GODDARD,

Chairman of the Board of Deacons.

Attest:

U. V. HENDERSON,

As Secretary.

Publish April 3, 1937.

AFFIDAVIT

STATE OF FLORIDA)

COUNTY OF PALM BEACH)

Before the undersigned authority, personally appeared Don Morris who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a law or proposed Bill relating to an Act for the relief of Memorial Presbyterian Church of West Palm Beach, Palm Beach County, Florida; providing for the cancellation of certain State of Florida, County of Palm Beach and City of West Palm Beach taxes upon the property of said church and for other purposes, has been published at least thirty (30) days prior to this date by being printed in the April 3rd, A. D. 1937 issue of the Palm Beach Post, a newspaper published in Palm Beach County, Florida; that a copy of the notice that has been published as aforesaid and also this affidavit or proof of publication are attached to the proposed

Bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

DON MORRIS.

Sworn and subscribed to before me this 1st day of May, A. D. 1937.

W. A. HENDRY,

Notary Public, State of Florida at Large.
My Commission expires July 5, 1937.

(SEAL)

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Beacham—

Senate Bill No. 650:

A bill to be entitled An Act for the relief of the City of West Palm Beach in Palm Beach County, Florida; authorizing and empowering the Clerk of the Circuit Court of Palm Beach County, Florida, to reduce his fees for validating certificates on said city's refunding and funding bonds and for other purposes.

The following proof of publication was attached to Senate Bill No. 650 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY FOR LEGISLATION

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that City of West Palm Beach in Palm Beach County, Florida, a municipal corporation under the Laws of the State of Florida and during the 1937 Session of the Legislature of the State of Florida, will apply for and cause to be introduced in said Legislature an Act providing for:

1. That the Clerk's fees for validating certificates on the bonds and certificates of indebtedness mentioned and described in case number 12,794 of the Circuit Court of Palm Beach County, Florida, wherein City of West Palm Beach in Palm Beach County, Florida, a municipal corporation as aforesaid, was petitioner, and State of Florida was respondent, be reduced to the sum of Five Hundred Dollars (\$500.00).

2. That the Clerk of the Circuit Court of Palm Beach County, Florida, be authorized, empowered and directed to charge and collect not more than Five Hundred Dollars (\$500.00) for validating certificates upon the bonds and certificates of indebtedness mentioned in paragraph 1.

3. Repealing all laws and parts of laws in conflict with said law.

4. Providing that said law shall take effect immediately upon its passage and approval by the Governor or upon becoming a law without his approval.

CITY OF WEST PALM BEACH IN
PALM BEACH COUNTY, FLORIDA.

By F. THEO. BROWN,
As Mayor.

(City Seal)
Attest:

J. R. GARDNER, As Clerk.

By FLORIE O'BANNON, Deputy Clerk.
Pub. April 3, 1937.

No. 905

NOTICE OF INTENTION TO APPLY FOR LEGISLATION

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that City of West Palm Beach in Palm Beach County, Florida, a municipal corporation under the Laws of the State of Florida and during the 1937 Session of the Legislature of the State of Florida, will apply for and cause to be introduced in said Legislature an Act providing for:

1. That the Clerk's fees for validating certificates on the bonds and certificates of indebtedness mentioned and described in case number 12,794 of the Circuit Court of Palm Beach County, Florida, wherein City of West Palm Beach in Palm Beach County, Florida, a municipal corporation as aforesaid, was petitioner, and State of Florida was respondent, be reduced to the sum of Five Hundred Dollars (\$500.00).

2. That the Clerk of the Circuit Court of Palm Beach County, Florida be authorized, empowered and directed to charge and collect not more than Five Hundred Dollars

(\$500.00) for validating certificates upon the bonds and certificates of indebtedness mentioned in paragraph 1.

3. Repealing all laws and parts of laws in conflict with said law.

4. Providing that said law shall take effect immediately upon its passage and approval by the Governor or upon becoming a law without his approval.

CITY OF WEST PALM BEACH IN
PALM BEACH COUNTY, FLORIDA.

By F. THEO. BROWN,
As Mayor.

(City Seal)
Attest:

J. R. GARDNER, As Clerk.

By FLORIE O'BANNON, Deputy Clerk.
Pub. April 3, 1937.

COUNTY OF PALM BEACH)
STATE OF FLORIDA.

Before the undersigned authority, personally appeared DON MORRIS who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a law or proposed Bill relating to an Act for the relief of the City of West Palm Beach in Palm Beach County, Florida; authorizing and empowering the Clerk of the Circuit Court of Palm Beach County, Florida to reduce his fees for validating certificates on said City's Refunding and Funding Bonds and for other purposes, has been published at least thirty (30) days prior to this date by being printed in the April 3rd, A. D. 1937 issue of the Palm Beach Post, a newspaper published in Palm Beach County, Florida; that a copy of the Notice that has been published as aforesaid and also this affidavit or proof of publication are attached to the proposed Bill or contemplated law and such copy of the Notice so attached is by reference made a part of this affidavit.

DON MORRIS.

Subscribed and sworn to before me this 4th day of May, A. D. 1937.

(Seal)

W. A. HENDRY,
Notary Public State of
Florida at Large.

My Commission expires July 5, 1937.

Which was read the first time by title only and placed on the Calendar of Local Bills on second reading.

By Senator Holland—

Senate Bill No. 651:

A bill to be entitled An Act to declare the necessity of establishing "Soil Conservation Districts"; to engage in conserving soil resources and preventing and controlling soil erosion; to establish the State Soil Conservation Committee, and to define its powers and duties; to provide for the establishment of Soil Conservation Districts; to define the powers and duties of Soil Conservation Districts, and to provide for the exercise of such powers, including the power to acquire property by purchase, gift, and otherwise; to empower such districts to adopt programs and regulations for the discontinuance of land-use practices contributing to soil wastage and soil erosion, and the adoption and carrying out of soil-conserving land-use practices, and to provide for the enforcement of such programs and regulations; to provide for the establishment of Boards of Adjustment in connection with land-use regulations, and to define their functions and powers; to provide for discontinuance of such Soil Conservation Districts, and for other purposes.

Which was read the first time by title only and referred to the Committee on Judiciary "A."

By Senator Nordman—

Senate Bill No. 652:

A bill to be entitled An Act relating to the public free schools of Volusia County, Florida; providing for permanent tenure of employment of teachers possessing certain qualifications, providing for dismissal of, or refusal to employ such teachers for certain causes, and prescribing procedure for hearings on dismissal charges, providing for appeal to State Board of Education and requiring the State Board of Education to prescribe rules and regulations for the appeal.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Nordman—

Senate Bill No. 653:

A bill to be entitled An Act relating to fire insurance on State properties.

Which was read the first time by title only and referred to the Committee on Insurance.

Senator Butler moved that Senate Bill No. 497 be re-committed to the Committee on Judiciary "B."

Which was agreed to and it was so ordered.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

May 4, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.
Sir:

I have the honor to inform you that on May 3, 1937, I approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 37 relating to citrus fruits.
Senate Bill No. 38 relating to Florida Citrus Commission.
Senate Bill No. 39 relating to citrus fruits.
Senate Bill No. 40 relating to citrus industry.
Senate Bill No. 41 relating to citrus industry.
Senate Bill No. 42 relating to citrus industry.

Respectfully yours,
FRED P. CONE,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

May 4, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.
Sir:

I have the honor to inform you that I have today approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 35: Relating to Citrus Industry.
Senate Bill No. 36: Relating to Citrus Fruit.

Respectfully yours,
FRED P. CONE,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

May 4, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.
Sir:

I have the honor to inform you that I have today approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 52: Relating to Pensacola.
Senate Bill No. 121: Relating to Tampa.
Senate Bill No. 122: Relating to Tampa.
Senate Bill No. 123: Relating to Tampa.
Senate Bill No. 234: Relating to Criminal Court of Record Monroe County.
Senate Bill No. 236: Relating to Union County.

Respectfully yours,
FRED P. CONE,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 4, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.
Sir:

I have the honor to inform you that I have today approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 148: Relating to Jackson County.
Senate Bill No. 314: Relating to Monroe County.
Senate Bill No. 316: Relating to Monroe County.
Senate Bill No. 340: Relating to Union County.
Senate Bill No. 341: Relating to Putnam County.
Senate Bill No. 344: Relating to Minneola.
Senate Bill No. 345: Relating to Groveland.
Senate Bill No. 347: Relating to Pensacola.
Senate Bill No. 358: Relating to Marion County.
Senate Bill No. 375: Relating to Putnam County.
Senate Bill No. 376: Relating to Putnam County.
Senate Bill No. 398: Relating to Polk County Historical Commission, and

Senate Concurrent Resolution No. 8: Relating to Legislative Printing Bills.

Respectfully yours,
FRED P. CONE,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Committee Substitute for House Bills Nos. 27 and 37:

A bill to be entitled An Act making it unlawful to manufacture, own, store, keep, possess, sell, rent, lease, let, lend, give away, use or operate slot machines or similar devices operated by coin or otherwise; defining such devices; providing for their seizure and destruction and providing for the forfeiture of money and things of value therein; providing when possession and operation shall be a nuisance; providing liens on buildings and property in or upon which said devices shall be possessed, maintained or operated; providing for injunctions restraining operation, removal, or possession of same and prescribing the penalties for the violation of the provisions of this Act.

Also has passed—

Committee Substitute for House Bills Nos. 44, 82 and 91:

A bill to be entitled An Act to repeal Chapter 17257, Laws of Florida, being an Act entitled "An Act to license certain types of coin-operated devices; to regulate the operation thereof; to designate the penalties for the violation of the provisions of this Act; to define certain types of coin-operated devices; providing for the division and distribution of the revenue derived therefrom, and other matters properly relating thereto; and to provide for holding recall elections in any county to determine whether licenses shall be revoked or continued therein."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
J. A. CAWTHON,
Chief Clerk House of Representatives.

And Committee Substitute for House Bills Nos. 27 and 37, contained in the above message, was read the first time by title only and referred to the Committee on Miscellaneous.

And Committee Substitute for House Bills Nos. 44, 82 and 91, contained in the above message, was read the first time by title only and referred to the Committee on Miscellaneous.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 5, 1937.

Hon. D. Stuart Gillis,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted:

By Mr. Papy, of Monroe—

House Concurrent Resolution No. 9:

WHEREAS, on this fourth day of May, A. D., Nineteen Hundred and Thirty-seven, a great Floridian has passed from the activities of earthly life to answer the roll call of the Heavenly Father; and,

WHEREAS, this takes from our midst the presence of a great collaborator in the service of the State and one whose record of achievement stands forth as an example of patriotism and civic service to the present and the future; and,

WHEREAS, such contributions to the progress and the destiny of this State by such a citizen should not be permitted at his death to pass unnoticed, but should be attended with proper expressions of appreciation to be recorded upon the pages of the history of our State.

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the Legislature of the State of Florida, the Senate and the House of Representatives therein concurring, do hereby record this memorial and expression of bereavement upon the passing of that great Floridian, Jefferson Beale Browne.

IN MEMORIAM—JUDGE JEFFERSON BEALE BROWNE
JEFFERSON BEALE BROWN, born in Key West, Florida, June 6, 1857, son of the Honorable Joseph Beverly, native of Virginia, and Mary Nieve Ximinies of St. Augustine. He passed his childhood and adolescence in the city of his birth, attending schools there as well as preparatory schools in the State of Florida and in the North. He was graduated from the University of Iowa as Bachelor of Laws in 1880. His public career is impressively shown by the following record:

In the U. S. Navy as Captain's Clerk on the U. S. S. Marion, 1876; admitted to the bar of Monroe County and of the State of Florida in 1880; elected as City Attorney of the City of Key West in 1880, the year of his admission to the bar, in which capacity he served until 1885; he was appointed by President Cleveland as Postmaster of Key West in which position he served from 1885 to 1890; from 1893 until 1897 he was U. S. Collector of Customs for the Port of Key West; he was elected to the Senate of the Florida State Legislature in 1891 and served for the term of 1891-1895; during the years of 1891 to 1893 he served as President of the Senate and ex-officio Lieutenant Governor of the State; elected Chairman of the Florida Railroad Commission, he served in that position from 1903-1907; he served as a member of the Key West Public Works from 1909-1912; he served the great Democratic Party which expressed, not only his own political faith but that of his father, as a delegate of the National Democratic Convention of 1888, 1904, and 1908, and in 1912 was elected presidential elector and became the President of the Electoral College in 1913 when Woodrow Wilson was elected President of the United States. In 1917 he was elected Justice of the Supreme Court of the State of Florida and became Chief Justice of that Court, retaining that position until 1923; he resigned from the Supreme Court in 1925 to become Judge of the Circuit Court of the 20th Judicial Circuit of Florida to which position he was repeatedly reelected; he was reappointed when that circuit was merged into the Eleventh Judicial Circuit, and was Judge of that court when he died just short of eighty years of age—concluding in honor and fulfillment of a career of nearly sixty years of almost continuous devotion to the service of his city, state, and country.

Jefferson Beale Browne was a Congregationalist in religious faith; a Mason in which order he achieved the thirty-second degree; was a Knight Templar; was Past Exalted Ruler of the Benevolent Protective Order of Elks, and became in 1923 the Chief Justice of the Grand Forum of that fraternity. He was a contributor of many magazine articles and legal monographs and was the distinguished author of "Key West Old and New" which is recognized as the best history published of any city in the State of Florida.

The fame and renown of Jefferson Beale Browne extended far beyond the territorial limits of Key West and the State of Florida. His acquaintances and friendships extended to

all states and to many foreign countries. He was a man of infinite culture, refinement, a magnificent host of unusual charm of personality, a loyal friend; a benevolent and irreproachable judge, bestowing justice seasoned with humanity, tempered with mercy and limited in kindness only by the unsurmountable rigidity of the law; his benign philosophy of life, his genial but genteel code of conduct, his tolerance and breadth of vision are all amply expressed in his erudite and sound decisions recorded in the reports of the Supreme Court of the State of Florida while he was Justice and Chief Justice of that tribunal. His opinions have been cited and praised by legal authorities the world over. Probably no Floridian of our time has made a deeper and more lasting impression upon the State of Florida than Jefferson Beale Browne. A great Floridian has passed, but in passing has left behind him a memorable career. May this permanent record of his achievements express the esteem that he merits from the people among whom he lived and for whom he devoted his whole life's effort.

BE IT FURTHER RESOLVED, that a committee of five shall be appointed, three of whom shall be members of the House of Representatives, and two of whom shall be members of the Senate, appointed by the Speaker of the House of Representatives and the President of the Senate, respectively, to attend the funeral services of Judge Jefferson Beale Browne, Key West, Florida, and to purchase and deliver to the ceremonies appropriate floral offerings as well as personally convey the expression of deepest and sincerest sympathy of the Florida State Legislature to the bereaved family and co-citizens of this departed great man.

BE IT FURTHER RESOLVED, that a copy of these resolutions certified by the Secretary of State of the State of Florida under the Great Seal of the State of Florida be immediately forwarded to the bereaved family of Judge Jefferson Beale Browne.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon a page of the Journal of the House of Representatives and the Journal of the Senate of the State of Florida and made a permanent record of this Legislature.

BE IT FURTHER RESOLVED, that a copy of this resolution be furnished to the press.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Concurrent Resolution No. 9, contained in the above message, was read the first time in full.

Senator Gomez moved that the rules be waived and House Concurrent Resolution No. 9 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 9 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and House Concurrent Resolution No. 9 was adopted.

And the action of the Senate was ordered to be certified to the House of Representatives.

Senator Hodges moved that a committee be appointed to escort Honorable E. C. Love, Circuit Judge of the Second Judicial Circuit of Florida, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Hodges, Sweger and Beall as the Committee.

Senator Westbrook moved that the rules be waived and the Senate do now take up consideration of all House Bills now on third reading.

Which was agreed to by a two-thirds vote.

House Bill No. 89:

A bill to be entitled An Act relating to and requiring the filing and recording of Notice of United States tax liens.

Was taken up and read the third time in full.

Pending roll call Senator Holland moved that the rules be waived and the further consideration of House Bill No. 89 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to by a two-thirds vote and it was so ordered.

House Concurrent Resolution No. 9

By Mr. Papy of Monroe

WHEREAS, On this Fourth day of May, A. D. Nineteen Hundred and Thirty-Seven, a great Floridian has passed from the activities of earthly life to answer the roll call of the Heavenly Father; and,

WHEREAS, This takes from our midst the presence of a great collaborator in the service of the State and one whose record of achievement stands forth as an example of patriotism and civic service to the present and the future; and,

WHEREAS, Such contributions to the progress and the destiny of this State by such a citizen should not be permitted at his death to pass unnoticed, but should be attended with proper expressions of appreciation to be recorded upon the pages of the history of our State.

NOW THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the Legislature of the State of Florida, the Senate and the House of Representatives therein concurring, do hereby record this memorial and expression of bereavement upon the passing of that great Floridian, Jefferson Beale Browne.

IN MEMORIAM—JUDGE JEFFERSON BEALE BROWNE

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Jefferson Beale Browne was a Congregationalist in religious faith; a Mason in which order he achieved the Thirty-Second Degree; was a Knight Templar; was Past Exalted Ruler of the Benevolent Protective Order of Elks, and became in 1923 the Chief Justice of the Grand Forum of that fraternity. He was a contributor of many magazine articles and legal monographs, and was the distinguished author of "Key West Old and New" which is recognized as the best history published of any city in the State of Florida.

The fame and renown of Jefferson Beale Browne extended far beyond the territorial limits of Key West and the State of Florida. His acquaintances and friendships extended to all states and to many foreign countries. He was a man of infinitive culture, refinement, a magnificent host of unusual charm of personality, a loyal friend; a benevolent and irreproachable judge, bestowing justice seasoned with humanity, tempered with mercy and limited in kindness only by the unsurmountable rigidity of the law; his benign philosophy of life, his genial but genteel code of conduct, his tolerance and breadth of vision are all amply expressed in his erudite and sound decisions recorded in the reports of the Supreme Court of the State of Florida while he was Justice and Chief Justice of that tribunal. His opinions have been cited and praised by legal authorities the world over. Probably no Floridian of our time has made a deeper and more lasting impression upon the State of Florida than Jefferson Beale Browne. A great Floridian has passed, but in passing has left behind him a memorable career. May this permanent record of his achievements express the esteem that he merits from the people among whom he lived and for whom he devoted his whole life's effort.

BE IT FURTHER RESOLVED, That a committee of five shall be appointed, three of whom shall be members of the House of Representatives, and two of whom shall be members of the Senate, appointed by the Speaker of the House of Representatives and the President of the Senate, respectively, to attend the funeral services of Judge Jefferson Beale Browne, Key West, Florida, and to purchase and deliver to the ceremonies appropriate floral offerings as well as personally convey the expression of deepest and sincerest sympathy of the Florida State Legislature to the bereaved family and co-citizens of this departed great man.

BE IT FURTHER RESOLVED, That a copy of these resolutions certified by the Secretary of State of the State of Florida under the Great Seal of the State of Florida be immediately forwarded to the bereaved family of Judge Jefferson Beale Browne.

BE IT FURTHER RESOLVED, That a copy of this resolution be spread upon a page of the Journal of the House of Representatives and the Journal of the Senate of the State of Florida and made a permanent record of this Legislature.

BE IT FURTHER RESOLVED, That a copy of this resolution be furnished to the press.

House Bill No. 92:

A bill to be entitled An Act relating to general and special elections held in the State of Florida, providing for the preparation and form of ballot to be used in connection therewith, authorizing the voting of a straight party ticket, providing for the voting on approval or ratification of constitutional amendments or other questions legally submitted in the general election, providing for the number of ballots to be furnished for the conduct of such general elections for each voting precinct, and repealing Sections 317, 318, 320, 321, 322 and 323, Compiled General Laws of Florida, 1927, being Sections 261, 262, 264, 265, 266 and 267, respectively, Revised General Statutes, 1920.

Was taken up and read the third time in full.

By unanimous consent Senator Kelly offered the following amendment to House Bill No. 92:

In Section 5, line 7 (typewritten bill), after the words "of the State," insert the words "Railroad Commissioners."

Senator Kelly moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Butler, Clarke, Graham, Holland, Kelly, Murphy, Parrish, Rose, Sharit, Tillman, Westbrook, Wynn—12.

Nays—Mr. President; Senators Adams, Beacham, Beall, Black, Dame, Dugger, Harper, Hinely, Hodges, Johns, Kanner, Kendrick, McKenzie, Mapoles, Parker, Savage, Sweger, Tervin, Walker—20.

So the bill failed to pass.

House Bill No. 73:

A bill to be entitled An Act providing for the payment of fees to expert witnesses testifying at the trial of any felony.

Was taken up and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Clarke, Dame, Dugger, Graham, Harper, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—29.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

SENATE BILLS ON THIRD READING

Senate Bill No. 125:

A bill to be entitled An Act for the relief of Fannie L. Lipscomb, widow, Taylor County, Florida, and making an appropriation therefor as compensation for the loss of her husband, Forrest L. Lipscomb, who, as Sheriff of Taylor County, Florida, was killed while apprehending an escaped State convict from the Florida State prison.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Beall, Black, Butler, Dugger, Graham, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, McKenzie, Mapoles, Murphy, Parrish, Savage, Sharit, Tillman, Touchton, Westbrook—22.

Nays—Mr. President; Senators Clark, Harper, Kanner, McArthur, Parker, Rose, Sweger, Wynn—9.

So Senate Bill No. 125 failed to pass by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature.

Senator Mapoles moved that a committee be appointed to escort Honorable E. H. Lundy, a former member of the Senate from the First Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Mapoles, Murphy and Holland as the committee.

Senate Bills 172, 174, 83, 72, 74 and 77 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 154:

A bill to be entitled An Act to require practitioners of every kind or branch of the medical and/or material healing arts to place and keep at the entrances of their offices or usual places of business words or proper abbreviations denoting the particular kind or branch of the medical and/or material healing art they are licensed to practice.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, Mapoles, Murphy, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—33.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senate Bill No. 207:

A bill to be entitled An Act to amend Section 3523 and 3524 of the Compiled General Laws of Florida, relating to the duties of the Board of Pharmacy of the State of Florida and the examination of pharmacists.

Was taken up in its order and read the third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook—30.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered to be certified to the House of Representatives.

Senator Parker moved that the Senate reconsider the vote by which Senate Bill No. 125 failed to pass the Senate this day.

And the motion went over under the rule.

Senator Parrish moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 12:56 o'clock P. M.

The Senate emerged from Executive Session at 1:09 o'clock P. M. and resumed its Session.

Senator Hodges in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—35.

A quorum present.

Senator Westbrook moved that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 1:10 o'clock P. M., until 11:00 o'clock A. M., Thursday, May 6, 1937.